

**To:** 'Rory Duncan'[rduncan@dyconconsulting.com]  
**Cc:** jim.jonas@copperenv.com[jim.jonas@copperenv.com]; Way, Steven[way.steven@epa.gov];  
'Tricia Hoiland'[tricia.hoiland@copperenv.com]  
**From:** Dave McCarthy  
**Sent:** Tue 9/1/2015 4:51:53 AM  
**Subject:** RE: Dycon Consulting Agreement  
Gold King Scope - Dycon 20150830.docx  
Copper Environmental Consulting Dycon Consultant Agreement 28 August 2015DTM.doc

Rory:

The new SERAS Scope of Work text is fine with me.

I have also attached the consulting agreement with a few minor modifications. The only significant modification mentioning is that instead of the **CBI/Ex. 4** per hour consulting rate, I am requesting that we base rates off of an attached rate sheet. It is probable that more than just Jim Jonas and myself will work to provide the technical support; therefore, the attached rate sheet would also include their rates. Jim and I will bill at the **CBI/Ex. 4** rate; however, most others will bill at a lower rate; therefore, this change is beneficial to Dycon and the EPA, and will help to stretch the consulting budget further. You may have discussed this with Tricia earlier today. Hopefully she has provided you with the rate sheet; however, if not, she can get it to you tomorrow.

As requested, I have also attached a short proposal describing our current understanding of the initial services requested by Mr. Steve Way. I have included him on this email, in the event he would like to comment upon the scope or budget.

Thanks,

Dave

Dave McCarthy

Copper Environmental Consulting

406 East Park Avenue, Suite 2

Anaconda, MT 59711

Phone (406) 563-2700 ext. 302

Fax (406) 563-2701

Mobile (406) 560-2719

email: [dave.mccarthy@copperenv.com](mailto:dave.mccarthy@copperenv.com)

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**From:** Rory Duncan [mailto:[rduncan@dyconconsulting.com](mailto:rduncan@dyconconsulting.com)]

**Sent:** Monday, August 31, 2015 9:54 AM

**To:** Tricia Hoiland; 'Dave McCarthy'

**Cc:** [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); 'Mike Johnson'

**Subject:** RE: Dycon Consulting Agreement

We will update the zip code.

Thanks Tricia,

Rory

Rory Duncan

Dycon Government Solutions, Inc.

17009 Bivens Lane

Hagerstown, MD 21740

Ph: (301) 745-3994

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[rduncan@dyconconsulting.com](mailto:rduncan@dyconconsulting.com)

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**From:** Tricia Hoiland [<mailto:tricia.hoiland@copperenv.com>]

**Sent:** Monday, August 31, 2015 11:47 AM

**To:** Rory Duncan; 'Dave McCarthy'

**Cc:** [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); 'Mike Johnson'

**Subject:** RE: Dycon Consulting Agreement

Hi Rory,

It was a pleasure speaking with you as well. Thank you for sending along the updated SOW. Please note that there is a small error in the information listed below as our zip code is incorrect. Our correct zip code is 59711. Can this be updated please?

As we discussed, today I will focus on obtaining the insurance documents and other items needed to execute this contract. Please let me know if I can be of further assistance or if you have questions or concerns.

We appreciate this opportunity and look forward to working with you on this project.

Thanks,

Tricia

Tricia Hoiland

Project Administrator

Copper Environmental Consulting

Phone: (406) 563-2700 ext. 303

Fax: (406) 563-2701

Email: [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com)

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**From:** Rory Duncan [<mailto:rduncan@dyconconsulting.com>]

**Sent:** Monday, August 31, 2015 9:31 AM

**To:** Dave McCarthy; [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com)

**Cc:** [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); 'Mike Johnson'

**Subject:** RE: Dycon Consulting Agreement

Hello Tricia,

It was pleasant speaking with you this morning. I received an updated Statement of Work (SOW) this morning from the ERT Team and it is cut and pasted below.

**SERVICES REQUIRED:** Provide the services of Copper Environmental Consulting (CEC) located in Anaconda, MT. CEC's detailed contact information is provided below. This is a short term engineering/consulting need for CEC to provide their expertise in the area of High Altitude mine wastewater management. CEC will help EPA identify and develop treatment alternatives

for the removal of contaminant metals and other compounds from wastewater draining from the Gold King Mine, located above Silverton, Colorado. CEC may also provide design and operational expertise in support of the design and construction of a rapid turnaround system for treatment of these wastewaters. These efforts will support the Regional START and ERRS contractors through ERT/EPA in the planning and construction of a lime addition system to treat the wastewater. CEC will also evaluate the onsite conditions to optimize the footprint of the area needed for treatment operations to optimize performance within those limitations.

It is expected that personnel from CEC including David McCarthy, Principal, and others, may travel to the mine site during the week of August 30 to September 5, 2015 in order to meet with EPA Representatives and view the existing conditions there.

CEC's main office is located at:

Copper Environmental Consultants

406 East Park Avenue Suite 2

Anaconda, MT 59047

Phone : 406-563-2700

Please call me if you have any questions,

Best Regards,

Rory

Rory Duncan

Dycon Government Solutions, Inc.

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Please visit our website [www.dyconconsulting.com](http://www.dyconconsulting.com)

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**From:** Rory Duncan

**Sent:** Friday, August 28, 2015 7:19 PM

**To:** Dave McCarthy; Rory Duncan

**Cc:** [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com); [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); 'Mike Johnson'

**Subject:** RE: Dycon Consulting Agreement

Hello Dave,

Attached is the consultant agreement. We are using your Not To Exceed suggestion for both Travel and Fully Burdened Labor Rates, so that we can add additional funds/hours/expenses if required. Please add your company taxpayer ID number in the highlighted box in Paragraph 6, Page 2. Included are two attachments related to safety, please fill these out and send them back to me. Please send me a short proposal that outlines (details) what your company will do in

support of this effort. Below is what I received from SERAS as far as our Statement of Work (SOW). I will need proof of insurance, and other documentation and will reach out to Ms. Hoiland on Monday for it.

**SERVICES REQUIRED:** Provide the services of Copper Environmental Consulting (CEC) located in Anaconda, MT. CEC's detailed contact information is provided below. This is a short term engineering/consulting need for CEC to provide their expertise in the area of High Altitude mine wastewater management to help EPA identify and develop treatment alternatives for the removal of contaminant metals and other compounds from wastewater draining from the Gold King Mine, located above Silverton, Colorado. CEC may also provide design support for construction of a rapid turnaround system for treatment of these wastewaters. It is expected that personnel from CEC including David McCarthy, Principal, and others, may travel to the mine site in order to meet with EPA Representatives and view the existing conditions there.

As always, if you have any question please feel free to call me. I will be unreachable on Saturday until 6:00 PM due to a prior commitment (no cell phones allowed).

Best Regards,

Rory

Rory Duncan

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Cell: 240-217-2080

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**From:** Dave McCarthy [<mailto:dave.mccarthy@copperenv.com>]

**Sent:** Friday, August 28, 2015 5:44 PM

**To:** Rory Duncan

**Cc:** [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com); [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); 'Mike Johnson'; Steven Way

**Subject:** RE: Dycon Consulting Agreement

Rory:

I spoke with Steve Way of EPA today. We discussed an initial budget of \$10,000 and a scope similar to the following:

Provide technical expertise on lime addition water treatment, system set up, and operation / optimization.

Please let me know if you would like us to enter this into the draft contract and send it back to you, or if you would like to enter it and send it to us again. Also, I noticed that you show the amount as a lump sum. I'm wondering if that is standard, or if we should perhaps change it to a time and materials with a not-to-exceed of \$10,000.

I have copied Steve Way of EPA on this email, in the event that he would like to comment on the amount or the scope text.



Once we hear back from you, we can go ahead and complete the paperwork on our side. Tricia Hoiland can help you out with any info that you may need.

Thanks,

Dave

Dave McCarthy

Copper Environmental Consulting

406 East Park Avenue, Suite 2

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Mobile (406) 560-2719

email: [dave.mccarthy@copperenv.com](mailto:dave.mccarthy@copperenv.com)

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**From:** Rory Duncan [<mailto:rduncan@dyconconsulting.com>]

**Sent:** Wednesday, August 26, 2015 1:19 PM

**To:** Dave McCarthy

**Cc:** [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com); [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); Mike Johnson

**Subject:** RE: Dycon Consulting Agreement

Hello Dave,

I am just checking in to see if you heard anything about the requirements from the EPA yet.

Best Regards,

Rory

Rory Duncan

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**From:** Dave McCarthy [<mailto:dave.mccarthy@copperenv.com>]

**Sent:** Tuesday, August 25, 2015 6:41 PM

**To:** Rory Duncan

**Cc:** [tricia.hoiland@copperenv.com](mailto:tricia.hoiland@copperenv.com); [jim.jonas@copperenv.com](mailto:jim.jonas@copperenv.com); Mike Johnson

**Subject:** RE: Dycon Consulting Agreement

Rory:

Thank you for sending the draft contract. We will be in contact with Steve Way of EPA tomorrow to confirm the scope and amount, after which we will fill in the information and provide it back to you.

Thanks for getting this in place so quickly.

Dave

Dave McCarthy

Copper Environmental Consulting

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**From:** Rory Duncan [<mailto:rduncan@dyconconsulting.com>]

**Sent:** Tuesday, August 25, 2015 1:53 PM

**To:** [dave.mccarthy@copperenv.com](mailto:dave.mccarthy@copperenv.com); Rory Duncan

**Subject:** Dycon Consulting Agreement

Hello Mr. McCarthy,

Thank you for speaking with me earlier. I have attached a DRAFT copy of the consulting agreement we spoke of and IRS Form W9 with instructions. While we do not know the extent of

the services the EPA is requesting from your company, I wanted to send you a DRAFT version of the consultant agreement just to get the process started. Once you find out more of what the EPA is requesting on your initial consultation, we can move forward from there.

My contact information is below and please don't hesitate to call with questions, concerns or comments. Please confirm receipt of this email.

Best Regards,

Rory

Rory Duncan, President

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